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9 CHAITRA 1937(S)
(NO.PATNA 408) PATNA, MONDAY, 30TH MARCH 2015

No. 6357/2015/Election Department dated the 2nd February 2015

NOTICE

IN THE HIGH COURT OF JUDICATURE AT PATNA

(ORIGINAL JURISDICTION)

Election petition No.03/2014

Sir Upendra Ram.....Petitioner

Versus

Sri Birendra Kumar Choudhary & Anr. Respondents.

Please take notice that Sri Upendra Ram, the petitioner of this Election Petition No.03/2014 appeared before the Court on 21.01.2015 in person and sought withdrawal of this case by filing I.A No.124/2015 u/s 109 of the R.P Act, 1951. The case was filed in this Hon'ble Court on 30.06.2014 by the petitioner challenging the candidature of Sri Birendra Kumar Choudhary, the returned candidate from 7, Jhanjharpur parliamentary constituency for which election was held on 30.04.2014.

After due consideration, Hon'ble Court by its order dated 21.01.2015 passed in the instant Election Petition has been pleased to allow the aforesaid I.A. with direction to publish a notice regarding withdrawal of this Election petition at the instance of the election petitioner appearing in person in Bihar Gazette so that general public is made aware of this fact .

Hence, it is maketh known to all that the Election Petition No.03/2014 pending before this Hon'ble Court, is sought to be withdrawn at

the instance of Sri Upendra Ram, the election petitioner appearing in person before this Court.

Issued under my hand and seal of the Court

Date 2nd the day of February, 2015.

By order of the Court,
ANIL KUMAR SINGH,
Assistant Registrar,
Patna High Court.

IN THE HIGH COURT OF JUDICATURE AT PATNA

Election petition No.03/2014

Sir Upendra Ram.....Petitioner/s

Versus

Sri Birendra Kumar Chaudhary & Anr. Respondent/s

Appearance:

For the Petitioner/s

Mr. Diwakar Prasad Singh

CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL

ORAL ORDER

12 21.01.2015 The election petitioner duly identified by Mr. Diwakar Prasad Singh through whom the election petition was filed is present in Court.

Mr. Suraj Narayan Yadav for respondent no.1 is also present.

The election petitioner presses I.A. 124 of 2015 which is an application filed under section 109 of the Representation of People Act, 1951 seeking withdrawal of the election petition. The election petitioner states that he is ready and willing to pay the cost incurred by the respondents as directed by this Court in case the application is allowed.

Let a notice regarding withdrawal of the election petition at the instance of the election petitioner in person be published in the Bihar Gazette on depositing required/requisite cost therefore and a copy thereof be made part of the record.

The election petitioner undertakes to deposit a tentative sum of Rs. 5000/- within seven days whereafter the office will proceed to get the notice published in the official gazette/Bihar gazette.

List this election petition no sooner the copy of the publication of the notice in the gazette is made part of the record either by the election petitioner himself or the respondents.

I.A. No. 123 of 2015 shall be considered on 5th February, 2015.

Post this election petition on 5th February, 2015.

(Kishore Kumar Mandal, J)

HR/-

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